

**UTAH STATE FIRE PREVENTION BOARD  
JULY 14, 2015 MEETING MINUTES – PENDING BOARD APPROVAL**

**BOARD MEMBERS PRESENT**

Vincent A. Newberg	Board Chair
Rick Bailey	Board Member
Tracy Dunford	For Board Member Brian Cottam
Pete Hackford	Board Member
Jared Larson	Board Member
Frank Park	Board Member
Mike Phillips	Board Member
Jason Poulsen	Board Member
Attorney Kevin Bolander	Assistant Attorney General

**BOARD MEMBERS NOT PRESENT**

Brian Cottam	Board Member
Craig Humphreys	Board Vice Chair
Eric Miller	Board Member

**STAFF PRESENT**

Coy Porter	State Fire Marshal
Ted Black	Chief Deputy Fire Marshal
Monica Todd	Board Secretary
Mark Burton	State Fire Marshal Office
Oliver Moore	State Fire Marshal Office
Deanne Mousley	State Fire Marshal Office
Kim Passey	State Fire Marshal Office
Mike Riley	State Fire Marshal Office
Bryan Thatcher	State Fire Marshal Office

**PRESENT**

Many members of the public and the fire service were in attendance at this meeting. The attendance log is kept with the full record of the meeting, recording and all other related paperwork.

**Item #1** on the agenda, Board meeting called to order by Board Chair Vincent Newberg. The meeting started at 8:30 A.M., at the South Salt Lake City Hall, Council Chambers.

**Item #2** on the agenda was the approval of the May 12, 2015 Fire Prevention Board meeting minutes. One alteration to the minutes was required – Board Member Jared Larson had been excused from the meeting. Motion was made by Board Member Rick Bailey to approve the

minutes with the correction, motion seconded by Board Member Mike Phillips, motion carried unanimously.

**Item #3** on the agenda was a welcome to Frank Park to the Utah State Fire Prevention Board filling the position of Citizen at Large. Frank is appointed to replace former Board member Dennis Strong. Board Member Park stated that he was from Tooele County, had 25 years with law enforcement and was with the Tooele City Volunteer Fire Department for 25 years.

NOTE: Agenda items were numbered incorrectly but from this point on have been corrected in these minutes.

**Item #4** on the agenda was recognition of Rick Bailey, Board representative of city and county government, for 8 years dedicated service to the State of Utah on the Fire Prevention Board. State Fire Marshal Porter presented Board Member Bailey with a plaque and thanked him for his service to the Board.

**Item #5** on the agenda was recognition of the reappointment to the Board, of Board members Vincent Newberg and Eric Miller. Vince and Eric have been reappointed to the Board for four more years.

**Item #6** on the agenda was a report to the Board by Gary Hodson, Council Chair, Fire Service Standards and Training Council. Mr. Hodson addressed the Board stated that the main focus of the council at this time has been the audit of the Utah Fire and Rescue Academy. He said that to date, UFRA is full-filling its contractual obligations for the training and education of volunteer and career firefighters.

**Item #7** on the agenda was a report to the Board by Chief Scott Spencer, Chair, Utah Fire Service Certification Council. Chief Spencer was not available so Lori Howes, program manager for the Certification Office spoke on his behalf. She stated that they were currently working on updating Fire Inspector 1, 2 and 3, Officer 1 and 2 and Airport Firefighter to the current NFPA standards.

**Item #8** on the agenda was a report to the Board by Ryan Perkins, Chair, Hazardous Materials Advisory Council. Chair Perkins addressed the Board. He stated that they did not have a quorum in the last May meeting but they did meet informally and get some items discussed. He stated that the next meeting was scheduled for August. He stated that they are also in the process of replacing the Full-Time Fire Chief committee member.

**Item #9** on the agenda was a report to the Board by Utah State Fire Marshal Coy Porter on the progress of appointing new members to the Fire Prevention Board. State Fire Marshal Porter handed out the updated statute 53-7-203 that outlines the make-up of the Fire Prevention Board. He stated that this year, statute was presented to the legislature to add 3 new positions to the Board that would now include a Fire Executive that represents the county of the 1<sup>st</sup> Class, one from the 2<sup>nd</sup> Class, and then one that came from the 3<sup>rd</sup>, 4<sup>th</sup>, 5<sup>th</sup> or 6<sup>th</sup> class. All of the other positions on the Board (with the exception of Board Member Bailey's position which will now be vacant) have been filled. Three names for the county of the 1<sup>st</sup> Class which is Salt Lake County have been submitted to the Governor's Office for approval/appointment. The County Chiefs have been asked for their input in the other two positions to fill.

**Items #10-15** on the agenda were the following Appointment by the Board of Battalion Chief Robert DeKorver, of Sandy City Fire Department, to the Fire Service Standards and Training Council, representing the Fire Marshal's Association of Utah; Appointment by the Board of Fire Marshal Todd Smith, of Farmington City Fire and South Davis Metro, to the Fire Service Standards and Training Council, representing the Utah Fire and Life Safety Association; Appointment by the Board of Deputy Sheriff Cody Barton, of the Sevier County Sheriff's office, to the Hazardous Materials Advisory Council, representing law enforcement; Appointment by the Board of William Hall to the Fire Advisory and Code Analysis Committee as the Department of Health representative; Appointment by the Board of Mike Simmons to the Fire Advisory and Code Analysis Committee as the Chief Elevator Inspector; Appointment by the Board of Ryan Mellor to the Fire Advisory and Code Analysis Committee as the Code Committee Chair of the Fire Marshals Association of Utah. Motion was made by Board Member Bailey to approve all of these new appointments. Motion was seconded by Board Member Hackford, motion carried unanimously.

**Item #16** on the agenda was presentation to the Board by Hugh Conner, Director, Utah Fire and Rescue Academy, seeking approval of the 2016-2017 proposed budget. Mr. Connor addressed the Board and stated the additional requested funding is as follows; a cost of living adjustment of \$30,000 in order to make UFRA's educational professionals get the same COLA that the Board of Regents approved for the other educators of UVU. \$75,000 was requested to fund the transition of the traditional core courses to the blended learning format in order to allow more training on-line. Board Member Poulsen commented that this is a very good program to fund and that it is beneficial to the various fire departments because they can actually utilize the online education sources while on duty. Board Chair Newberg agreed. The final budget request increase is an increase in operational costs specifically related to the emergency apparatus driving simulators. Requests for this training have been much higher than expected, at least 300 courses per year. Due to this \$380,000 is being requested to cover additional operational costs. Board Chair Newberg asked if these budgetary increases will be easy to defend to the legislature. Mr. Connor replied that they had already started the business case for the governor's office. State Fire Marshal Porter commented that there is a portion of their budget for salaries and benefits that's paid every year then the balance of the contract is paid in quarterly payments once Mr. Pranger delivers a quarterly report that shows the classes delivered and metrics used to show how they meet the terms of the contract. Mr. Daryl Pranger, assistant director of UFRA addressed the Board next. He presented the Board with the current budget and stated that they were still waiting on some invoices from the previous year to balance out that budget and see what if any capital would be rolled over to the current year. He stated that the operational budgets would remain the same, the only change being the 2% COLA. State Fire Marshal Porter said that if the Board approves he would make those changes to the proposed budget and submit that to the Commissioner's office by the end of September. Motion was made by Board Member Poulsen to approve the proposed 2016-2017 budget increases for UFRA. State Fire Marshal Porter stated that the proposed budget changes last year were not approved by the legislature due to some questions about adjunct pay. Board Member Hackford asked if GOMB had seen these preliminary numbers and were on board with it. Fire Marshal Porter stated that Mr. Connor had met with Mr. Dave Walsh from GOMB and that Mr. Walsh was able to visit UFRA and see the classes and props first hand and see the state asset that UFRA is better education on the adjunct pay issue that was resolved internally at UFRA. Motion to approve was seconded by Board Member Bailey, motion carried unanimously.

**Item #17** on the agenda was presentation to the Board by State Fire Marshal, Coy Porter, seeking approval of the general location of the proposed new site for the Utah Fire and Rescue Academy on the property formally occupied by Geneva Steel, and approval of the purchase price of \$3,200,000.00 for the purchase of the property for the new UFRA site, and recommendation to the Utah State legislature to approve the expenditure of \$3,200,000.00 for the purchase of this site from the restricted fund. State Fire Marshal Porter provided maps for the Board (copies will be kept with these minutes) to see the location and proximity of the proposed property for purchase. Anderson Development purchased all of the property where Geneva Steel was located. UVU has purchased one of the parcels and is in the process of purchasing an additional two parcels. He stated that there is scheduled to be a Frontrunner stop near those properties. He stated that the current property that UFRA sits on is adjacent to the Provo Airport and is within the footprint of the Airport master plan. There is only about 10 more years left for UFRA on their current property lease. The current master plan will be revamped by Provo City in 2018 and the current plan states that all properties in the master plan footprint will have an aviation purpose. Thus, knowing that UFRA is not predominately an aviation based learning establishment, they have been exploring their options at relocating. UVU has agreed to work with UFRA and if UFRA relocates and builds a new facility adjacent to UVU they would continue to help maintain the property and upkeep/cleaning costs for UFRA. Thus one of the main reasons to look to purchase the property in this location was in order to maintain that partnership between UFRA and UVU which has multiple benefits for faculty and students alike. The commitment from the current owner of the property is to match the expense for the other properties that the university has had, which will go through the State Building Board for property analysis so that they will not pay more than fair market value that is estimated for the 30 acres. The initial funds would come from the restricted account, and discussion has also taken place with Division of Forestry, Fire and Lands for possible partnership as well as others agencies. At this point they are only looking at property to purchase, this does not include engineering and building costs. This is a proactive move to insure a future location for the academy rather than waiting until Provo City decides to move forward with their airport property. Marshal Porter stated that the land to the south has already been developed and completed and that the parcel that they are looking at would not impact residential land, only industrial, but that the land would probably be sold/unavailable within another year as that land is being developed quickly. Board Member Larson had a question regarding the cost as in the previous meeting the price was quoted as \$3.5 million but now is being quoted as \$3.2 million. Marshal Porter stated that \$3.2 is more accurate. Board Member Larson asked if DFCM would be involved in the process. Marshal Porter stated that it will be a much more involved process once bricks and mortar are involved. At this point they would be “banking property”, thus having it available for further development. Board Member Phillips asked if they had an estimate at this time of how much the development/building of the property would be. He stated that he did not at this time. They are hoping to offset some of the costs of building with partnerships with other agencies such as Forestry, Fire and State Lands. Deputy Director Tracy Dunford addressed the Board stating that the Division of Forestry, Fire and State Lands is in a similar position of needing to relocate some of its equipment and crew once the prison is relocated and are very interested in pursuing a partnership with UFRA in this new development. State Fire Marshal Porter stated that that was another reason why they were looking at 30 acres rather than only 10 as is currently being used by UFRA. Another advantage is the proximity of

the freeway to the property for ability to transport the big props in and out of the location. Board Member Larson asked if the funding was adequate for this purchase in the current restricted account. Marshal Porter stated that there is currently a little over \$10 million in that account so with the cost of the property plus the request of funding from UFRA the total cost would be about \$4 million. Board Member Phillips it would be good to know some kind of estimate of building/development costs so that they would be assured that there would be funds for that as well. Marshal Porter said that he appreciated that fact but that they will also need to factor in any partnerships and what funds they would be willing to put into the actual building and development of the property. He also stated that the current costs of UFRA and the State Fire Marshal's Office that come yearly out of the restricted account are met and generally add an additional \$200,000 annually to that account, thus it continues to grow each year. Board Member Larson asked if there would be a feasibility study for this project. Marshal Porter stated that would probably be done by the State Building Board in conjunction with all the different partners that would be involved in the project. Board Chair Newberg asked if there were any additional costs being anticipated at this time other than the purchase costs. Marshal Porter stated that there was not at this time, but that Forestry, Fire and State Lands may have more pressing need to move much sooner if the prison moves. Board Chair Newberg asked what if down the road the property is not a good fit, how would they unburden the property. Marshal Porter stated that that was another advantage of that particular property as it is in high demand and would not be difficult to shift the property to UVU or another state agency. Motion was made by Board Member Poulsen to approve the purchase of the proposed property not to exceed \$3,200,000. Motion seconded by Board Member Phillips, motion was carried unanimously.

**Item #18** on the agenda was presentation to the Board by Scott Adams, Chair, Uniform Code Analysis Council, making recommendation on adoption of the 2015 edition of the International Fire Code. Chief Adams thanked the members of the Council for their hard work on adoption with modifications of the 2015 International Fire Code. Printed copies highlighting all of the changes to the code will be kept with the meeting minutes. He noted that Deanne Mousley has been elected as the new Chair for the Council and Brad Larsen has been elected as Vice-Chair. He stated that many of the changes are numbering changes and grouping of related items to make it more user friendly. Board Chair Newberg asked if these were the recommendations of the Uniform Code Analysis Council. Chief Adams stated that they were along with the Fire Marshal's Association Code Committee. Board Chair asked if this was primarily editorial changes to make it more compact and more user friendly and readable and to be consistent with the Building Code. Chief Adams stated that it was and as an example sections 10, 11 and 12 were being deleted because they were already covered in NFPA 13. Board Member Poulsen asked if the 2015 code was adopted in regard to antifreeze, if that would eliminate the use of antifreeze in livable spaces. Chief Adams responded that if it is an unheated space or unless you can justify using it, that you should no longer be using antifreeze in those areas. Board Chair Newberg stated that the current code has really narrowed and clarified the few exceptions where antifreeze can be used, but for the rest of the new construction situations you cannot use antifreeze. State Fire Marshal Porter stated that there is an annual report that the Chairman of the Fire Prevention Board gives to the Business and Labor Committee. He stated that they would be addressing the 2015 codes in January, so it would be wise to take action on this item at this time. In addition Representative Wilson is trying to get code adoption cycles should be on a six year

cycle, yet there are several other agencies and political opinions that are discussing and deciding this issue and it may or may not change. In addition, they are trying to get a current proposed House Bill 285 amended so that local jurisdictions may (rather than the current wording of 'may not') make the current code more restrictive than the code adopted by the state. Brandon Thueson, Fire Marshal for Weber Fire District and President of the Utah Fire Marshal's Association addressed the Board to publically thank Chief Scott Adams for all his diligent work over the 15+ years on the Code Committee. Board Chair Newberg concurred and also thanked Chief Adams for his past service and recognized him for his contributions. Motion made by Board Member Bailey to approve the adoption of the 2015 edition of the International Fire Code as amended by the State of Utah. Motion seconded by Board Member Larson, motion was carried unanimously.

**Item #19** on the agenda was Old Business. There was no Old Business.

**Item #20** on the agenda was New Business. Chief Deputy Black reported that the 2015 fireworks season was positive, fuel moistures stayed higher than anticipated, temperatures came down and people were responsible with their fireworks. There was one incident where a cake was not secured, but other than that the season was far better than expected. Deputy Director Dunford concurred with Chief Deputy Black that there were just a few small incidents, but that overall nothing significant to report.

**Item #21** on the agenda was that the next Board Meeting will be on September 8, 2015 at the South Salt Lake Council Chambers starting at 8:30 A.M. Motion was made to adjourn the meeting by Board Member Park, motion carried unanimously; the meeting was adjourned.